

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



**CORRECTED
FISCAL MEMORANDUM**

HB 581 – SB 1015

April 2, 2013

CORRECTED SUMMARY OF ORIGINAL BILL: Deletes definition of “switchblade” from Tenn. Code Ann. § 39-17-1301.

Repeals Class A misdemeanor for intentionally or knowingly, possessing, manufacturing, transporting, repairing, or selling a switchblade knife.

Redefines Class A misdemeanors for selling, loaning, or gifting a firearm to a minor; repeals Class A misdemeanors for intentionally, knowingly, or recklessly selling, loaning, or gifting a switchblade knife to a minor.

Repeals Class C misdemeanor for unlawful carrying or possession of a knife with a blade length exceeding four inches.

Repeals Class E felony for possessing or carrying a switchblade knife in any public or private school building or bus, school campus, grounds, recreation area, athletic field, or any other property owned, used, or operated by any board of education, school, college, or university board of trustees, regents, or directors for the administration of any public or private educational institution.

Allows Tennessee residents to purchase switchblade knives and have such shipped directly to their residences.

Declares that it is the intent of the general assembly for title 39, chapter 17, part 13 to be preemptive over any city, county, or metropolitan government with respect to any regulation of the transfer, ownership, possession, or transportation of knives.

CORRECTED FISCAL IMPACT OF ORIGINAL BILL:

Increase State Revenue – Not Significant
Decrease State Expenditures – Not Significant

Increase Local Revenue – Not Significant
Decrease Local Expenditures – Not Significant

SUMMARY OF AMENDMENT (004120): Deletes Section 5 of the bill which repealed the Class E felony for possessing or carrying a switchblade knife in any public or private school building or bus, school campus, grounds, recreation area, athletic field, or any

other property owned, used, or operated by any board of education, school, college, or university board of trustees, regents, or directors for the administration of any public or private educational institution.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

On March 25, 2013, a fiscal memorandum was issued that had an error in the *FISCAL IMPACT OF ORIGINAL BILL* that stated a decrease in state expenditures for incarceration to be \$28,400 instead of Not Significant. This error has been corrected as well as the assumptions to explain the correct fiscal impact of the bill as amended.

Unchanged from the corrected fiscal note.

Assumptions for the bill as amended:

- The bill repeals three misdemeanors relative to switchblade knives and knives with a blade longer than four inches. Repealing these misdemeanors will not have a significant impact on the State. Any decrease in local expenditures to no longer process or house these offenders will not be significant.
- The bill repeals the prohibition against Tennessee residents from purchasing switchblade knives from outside the State. It is assumed that new purchases of switchblade knives will result in increased sale and use tax revenue. Sufficient data is not currently available to determine the exact fiscal impact to tax revenue. It is assumed the impact to state and local government will be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Lucian D. Geise, Executive Director

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